

**BOISE, THURSDAY, DECEMBER 15, 2016 AT 10:00 A.M.**

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

**In the Matter of the DOE CHILDREN,  
Children Under the Age of Eighteen (18)  
Years.**

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**IDAHO DEPARTMENT OF HEALTH AND  
WELFARE,**

**Petitioner-Respondent,**  
**v.**

**JANE DOE (2016-31),**

**Respondent-Appellant,**  
**and**

**GUARDIAN AD LITEM / CASA,**

**Intervenor.**

**Docket No. 44376**

Appeal from the District Court of the Fifth Judicial District of the State of Idaho,  
Lincoln County. Hon. Jennifer L.K. Haemmerle, District Judge.

Jeremy L. Pittard, Burley, for appellant.

Hon. Lawrence G. Wasden, Idaho Attorney General, Boise, for respondents.

John Lothspeich, Jerome, for Intervenor.

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This case arises from the termination of Jane Doe's parental rights under the Child Protective Act (I.C. §§ 16-1601 et seq.). Doe alleges that the district court committed two errors. First, Doe contends that the district court erred when it declined to appoint a guardian ad litem for Doe under Idaho Code section 16-2007(5). Doe argues that Idaho Code section 16-2007(5) requires the court to conduct a competency evaluation before proceeding with the termination, and that it erred in failing to do so. Second, Doe argues that the district court erred when it denied her motion to continue the trial so that a guardian ad litem could be appointed.